

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
SOUTHERN DIVISION

TIMOTHY J. DONOHUE,	)	Case No. 4:22-CV-4044-LLP
	)	
Plaintiff,	)	
	)	
v.	)	AFFIDAVIT OF
	)	STEVEN W. SANFORD
ARTHUR J. GALLAGHER & CO., a	)	
Delaware corporation; and BOB	)	
JACOBSEN,	)	
	)	
Defendants.	)	

STATE OF SOUTH DAKOTA    )  
  : SS  
COUNTY OF MINNEHAHA    )

Steven W. Sanford, being first duly sworn on oath, deposes and states as follows:

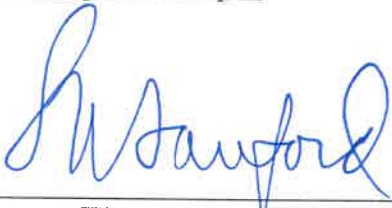
1. I am one of the attorneys of record for Plaintiff above-named. I have personal knowledge of the facts stated in this Affidavit.
2. This Affidavit is submitted solely to identify documents produced in discovery or available such as to be eligible for judicial notice.
3. Attached as Exhibit A is the link to the audio recording of the South Dakota Legislature Senate Commerce and Energy Committee hearing on January 25, 2022, at which Plaintiff Tim Donohue testified.

4. Attached together as Exhibit B are documents produced in discovery by Defendants.<sup>1</sup>


5. Attached as Exhibit C is a copy of Senate Bill 92 (as amended) and the legislative history.

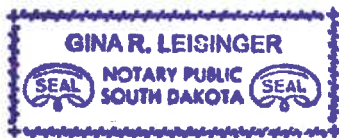
6. Attached as Exhibit D is the current Participation Agreement Between the Public Entity Pool for Liability and the State of South Dakota found at <https://boa.sd.gov/risk-management/docs/participationagreement.pdf>.

Dated: July 7, 2022

  
Steven W. Sanford

Subscribed and sworn to before  
me this 7th day of July, 2022

  
Notary Public – South Dakota  
My commission expires: 1/3/23



<sup>1</sup> These documents have been designated by Defendants as CONFIDENTIAL. Accordingly, pursuant to the Court's Protective Order for Confidentiality filed May 23, 2022, they are being filed under seal.